GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Allegation of acquisition of assets disproportionate to the known sources of income against Sri T.Appalanarasayya, FSO, Saravakota of Srikakulam Dist.- Searches conducted on 27.11.2003 – Charge Sheet filed – Judgment dt. 24.10.2017 of the Hon'ble Special Judge for ACB Cases, Visakhapatnam in C.C. No. 7/2006 – A.O. convicted – Imposition of punishment of withholding of the pensionery benefits of the A.O. – Orders – Issued.

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ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.IV) DEPARTMENT

G.O.Ms.No:90 Dated: 30-11-2017

Read the following:

1. From the DSP., ACB, Vizianagaram, Automex Message dt. 27/28.11.2003.
2. G.O.Ms. No. 45, EFS&T(For.IV) Dept., dt. 29.03.2004.
3. From the DG, ACB, Rc. No. 270/RCA-VSK/2003-S12, dt. 7.6.2005 and 13.06.2005.
4. G.O. Ms. No. 101, EFS&T(For.IV) Dept., dt. 22.09.2005
5. From the DG, ACB Lr. No. 270/RCA-VSK/2003, S12, dt. 7.11.2017.

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ORDER:

In the reference 1st read above, the Anti Corruption Bureau, Vizianagaram, camp at Srikakulam have registered a case of disproportionate assets to the known sources of income against Sri T. Appalanarasayya, Forest Section Officer, Saravakota, Srikakulam District, in Cr.No.15/RC-ACB/VZM/2003, under section 13 (2) r/w 13(1)(e) of P.C. Act, 1988, on 25.11.2003 and searches were conducted on 27.11.2003 on his residential house and arrested him on 27.11.2003, sent for Judicial Custody and released on bail on 01.12.2003.

2. The Accused Officer was placed under suspension vide proceedings of Divisional Forest Officer, Srikakulam dt.28.11.2003. Further, the Director General, ACB, vide Lr.dt.09.03.2004, requested to authorise for filing an application in the Court of IIIrd Addl.Dist. Sessions Judge-cum-Spl.Judge for ACB Cases, Visakhapatnam, for attachment of properties worth of Rs.32,71,670/- of the A.O. Government, after examination of the matter, have issued Attachment of Properties orders, vide G.O.Ms.No.45, EFS&T (For.IV) Dept., dt.29.03.2004.

3. In the reference 3rd read above, Final Report was received from the DG, ACB wherein, while explaining all the facts the DG, ACB recommended for Prosecution in a court of law and for departmental action.

4. Government vide reference 4th read above, have issued Sanction orders, for prosecution of the A.O. Sri T.Appalanarasayya, FSO, Saravakota, Srikakulam Dist. and Vide Govt. Memo.No.9399/For.IV/2003, dt.22.09.2005, have requested the PCCF to initiate departmental action under the provisions of the APCS (CC&A) Rules, 1991, and in association with representative of ACB.

5. Further, the AO was reinstated into service vide GM No.1350/For.IV/2004, EFS&T (F.IV) Dept., dt.15.05.2006.

6. In the reference 5th read above, the DG, ACB, has informed that the Special Judge for ACB Cases, Visakhapatnam delivered the judgment on 24.10.2017 in C.C.No.7/2006. The Spl. Judge found the A.O. Sri Tammineni Appalanarasayya, FSO, Saravakota, Srikakulam district guilty for the offences under Section 13(1) (e) of the P.C. Act, 1988 and convicted him u/s.248(2) Cr.P.C. The A.O. was sentenced to undergo imprisonment for (3) years and to pay fine of Rs. 1,00,000/- and in default to suffer

simple imprisonment for one year for the offence U/s 13(1)(e) of the P.C. Act, 1988.

7. The Accused Officer Sri T. Appalanarasayya, formerly Forest Section Officer, Saravakota, Srikakulam District retired from Government service on 30.06.2012 and the case has to be dealt under rule 9 of the A.P. R.P. Rules, 1980.

8. After careful examination of the matter, keeping in view of the judgment of the Hon'ble Spl.Judge for ACB cases, Visakhapatnam, dt:24.10.2017 in CC No.7/2006, it is observed that the A.O. Sri T. Appalanarasayya, formerly FSO, Saravakota, Srikakulam District was found guilty for the offences under section 13(1) (e) of the Prevention of Corruption Act, 1988 and was convicted u/s 248 (2) Cr. P.C. The conduct leading to the conviction on the Criminal charge constitutes grave misconduct on the part of Sri T. Appalanarasayya and the penalty that should be imposed in a proven case of corruption, bribery, misappropriation etc., is dismissal from service as stipulated in G.O.Ms. No.2, GA (Ser.C) Dept, dated:04.01.1999.

9. Government after careful examination of the matter hereby order to impose a punishment of withholding of pensionery benefits against Sri T. Appalanarasayya, formerly FSO, Saravakota, Srikakulam District under rule 9 of A. P. R.P. Rules, 1980.

10. The Principal Chief Conservator of Forests, A.P., Guntur shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Individual (through the PCCF).
The Principal Chief Conservator of Forests, A.P., Guntur
The Director General, Anti Corruption Bureau, AP, Vijayawada.
The AG (A&E) AP., Hyderabad.
The Director of Treasuries & Accounts, Ibrahimpatnam, AP.
Copy to:
Sf./Scs.

//FORWARDED :: BY ORDER//

SECTION OFFICER